

REMARKS

The present communication responds to the Office Communication of December 21, 2010, in which the Examiner subjected claims 1-34 to a restriction requirement.

By this paper, claims 1, 7, 21, 25, and 27 have been amended, claim 22 has been cancelled, and claims 26 and 30-34 have been withdrawn.

Restriction and Election

In the Office Communication, the Examiner identified two inventions as follows:

- I. Claims 1-31, drawn to a demineralized bone composition.
- II. Claims 32-34, drawn to a kit and syringe.

The Examiner also indicated that if Group I is elected, an election of one of the following species is required:

1. a non-glycerol stabilizing means, claims 1-20;
2. a non-glycerol carrier, claims 21-24;
3. a glycerol/starch composition, claim 26;
4. an exogenous stabilizing agent, claims 27-29;
5. hyaluronic acid, glycerol composition, claim 30;
6. hyaluronic composition at specified pH, claim 31.

In response, Applicants hereby elect the invention Group I (claims 1-31), and Species 1, which corresponds to claims to claims 1-21 and 23-29, as amended.

Applicants make this election **WITHOUT** traverse.

Conclusion

Reconsideration and allowance are respectfully requested.


This response is being submitted on or before February 21, 2011, with the required fee for a one-month extension of time, making this a timely response. It is believed that no additional fees are due in connection with this filing. However, the Commissioner is authorized to charge any additional fees, including extension fees or other relief which may be required, or credit any overpayment and notify us of same, to Deposit Account No. 04-1420.

If a telephone conference would be helpful in resolving any remaining issues, please contact the undersigned at (612) 340-2755.

Respectfully submitted,

Customer Number 11656

Date: 1/25/11

By: 
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